

21-6550
CAPITAL CASE

ORIGINAL

NO. _____

APPELLATE CASE 21-6101

FILED
NOV 10 2021
OFFICE OF THE CLERK
SUPREME COURT, U.S.

IN THE SUPREME COURT OF THE UNITED STATES

Wade Gray

APPELLANT/PETITIONER,

v.

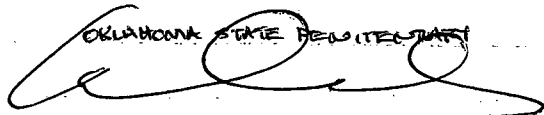
Aboufannu El Habli, et. al.,

APPELLEES / RESPONDENTS

ON PETITION FOR A WRIT OF CERTIORARI TO THE
SUPREME COURT OF THE UNITED STATES FOR THE
TENTH CIRCUIT COURT OF APPEALS

THIS CERTIORARI PETITION IS FOR THE DISTRICT COURT CASE
Richard Glossip, et. al. v. Randy Chandler, CW-14-665-F
THE 10TH CIRCUIT HAS TITLED THE APPEAL FROM THE U.S.D.C.
U.S.D. 10TH, AS *Wade Gray v. Aboufannu El Habli, et. al.*
PETITIONER QUESTIONED THE TITLE WITHOUT ANY RESPONSE

WADE GREELY LAY # 516263

OKLAHOMA STATE DEPUTY ATTORNEY GENERAL


P.O. BOX 97

MCALISTER, OKLAHOMA 74502

DATE:

PRO-SE

QUESTIONS PRESENTED

PETITIONER, IN AN EFFORT TO JOIN THE CASE *Glossip v. Chandler*,
CN-14-666-F, TO INSTILL HIS CLAIMS CONCERNING OPERATIONS OF
THE CORRECTIONAL INSTITUTION, AND HOW EXTREME NEGLIGENCE
OF THOSE LAWFUL RESPONSIBILITIES ADVERSELY EFFECTS THE
EXECUTION OF A PRISONER, RESULTING IN AN EIGHTH AMEND-
MENT VIOLATION OF THE UNITED STATES CONSTITUTION, THE
FOLLOWING QUESTIONS HAVE ARISEN SUITABLE TO THIS
COURT'S JURISDICTION.

1. SHOULD THE SUBORDINATE COURTS OF THE UNITED STATES, IN
A CAPITAL CASE, ONE THAT ACTS AS A BLOCKADE TO THE STA-
TE, TO DETERMINE THE CONSTITUTIONALITY OF EXECUTION PR-
OTOCOLS; BE ALLOWED TO MANIPULATE THE FED. R. CIVIL AND
APPELLATE PROCEDURE, THE PREVAILING CASE LAW, EVEN ST-
ATE AND FEDERAL STATUTES TO CAUSE THE PREMATURE
EXECUTION OF A PARTICULAR PRISONER WHOSE CONSTIT-
UTIONAL IDEOLOGY THEY FIND CONTEMPTIBLE?

QUESTIONS PRESENTED:

2. SHOULD A PRO-SE PRISONER BE LEFT IN THE DARK, VOID OF INFORMATION THAT IS PROVIDED TO ALL OTHER PARTIES IN A MULTIPLE PARTY CIVIL ACTION, AN INCARCERATED INDIVIDUAL WHO IS EVEN DEPRIVED OF THE PRIMARY COMPLAINT, TO SUDDENLY BE EXPECTED TO PROVIDE A LEGAL DISPOSITION SUCH AS THAT PRESENTED BY THIS COURT CONCERNING AN ALTERNATE MEANS OF EXECUTION?
3. SHOULD PRO-SE PRISONERS IN A DEATH PENALTY CASE BE ALLOWED EQUAL ACCESS TO THIS COURT AS THE ATTORNEY GENERAL OF A STATE, AND/OR THE FEDERAL PUBLIC DEFENDERS, ETC., ESPECIALLY A PRISONER WHOM HAS AN EXECUTION DATE?

LIST OF PARTIES

APPELLANT/PETITIONER, WADE GREENLY LAY;

RANDY CHANDLER, et. al., APPELLEES/RESPONDENTS.

PARTIES OF INTEREST:

1. OKLAHOMA ATTORNEY GENERAL (JOHN O'CONNOR);
2. FEDERAL PUBLIC DEFENDER (SUSAN OTTO - DIRECTOR, OKC);
3. RHONDA KEMP (WADE LAY'S SISTER)

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TABLE OF AUTHORITIES

SUPREME COURT CASES:

1. *Bucklew v. Precythe*, 139 S. Ct. 1112 (2019) _____ 2, 8, 10

2. *Glossip v. Gross*, 576 U.S. 813, 811 (2015) _____ 2, 8, 10

FEDERAL CASES:

1. *Glossip v. Chandler*, CV-14-665-F _____ 2, 8, 9, 10, 12

2. *Hay v. O.D.C.* CV-17-1224-D; NO. 18-18024, 20-6038 (10TH CIR. 2018 AND 2020); CERT. NO. 19-5942 _____ 7, 8

3. *Hay v. Otko*, CV-12-888-D _____ 19

4. *Hay v. United States*, CV-18-134-RAM _____ 11, 19

JURISDICTIONS

THIS COURT HAS JURISDICTION OVER APPEALS FROM THE

TENTH CIRCUIT COURT OF APPEALS, TO GRANT A STAY OF

EXECUTION UNDER RULE 23 Rules of the Supreme Court,

of the United States.

JURISDICTION:

AND 28 USC § 2101(F), ADDITIONALLY, THE CLAIMS OF MENTAL ILLNESS, AND THE ACTIONS OF THE LOWER COURTS OF THE UNITED STATES, SUCH AS THE 10TH CIRCUIT COURT ADDING PLAINTIFFS TO WADE LAY'S PRO-SE APPEAL, SUBSEQUENTLY IGNORING HIS CLAIMS THAT WERE SUBMITTED BY THE CLAIMS OF THE OTHER PLAINTIFFS, POSSIBLY RESULTING IN WADE LAY'S ILLEGAL EXECUTION; CONSIDERING THE INAPPROPRIATE APPOINTMENT OF NEXT FRIEND ASSET A COMPETENCY HEARING, WADE LAY IS BEING DENIED ACCESS TO COURTS BY THE SUBORDINATE COURTS OF THE UNITED STATES. FOR THAT REASON IT FALLS UNDER THE EXCEPTIONAL CIRCUMSTANCES CLAUSE, AND THE CIRCUIT COURT HAS

JURISDICTION:

DECIDED AN IMPORTANT FEDERAL QUESTION IN A WAY THAT CONFLICTS WITH THE STANDARD FOLLOWED BY THE OTHER CIRCUIT COURTS ON THESE SAME CRUCIAL MATTERS; AND THE 10TH CIRCUIT HAS DECIDED AN IMPORTANT FEDERAL QUESTION OF FEDERAL LAW THAT HAS NOT BEEN, BUT SHOULD BE, SETTLED BY THIS COURT, AND HAS DECIDED AN IMPORTANT FEDERAL QUESTION THAT CONFLICTS WITH RELEVANT DECISIONS OF THIS COURT.

THE APPELLATE COURT HAS SO FAR DEPARTED FROM THE ACCEPTED AND USUAL COURSE OF JUDICIAL PROCEEDINGS, AND SANCTIONED A DEPARTURE BY THE DISTRICT COURT, IT CALLS FOR AN EXERCISE OF THIS COURT'S SUPERVISORY POWER. (SEE ROLE IN Rules of the Supreme Court of the United States).

INDEX OF ATTACHMENTS

1. ATTACHMENT NO. 1 - 10TH CIR. ORDER, OCT. 15, 2021
DOC. NO. 01010591426 ORDER APPEALED 10 PGS TOTAL
2. ATTACHMENT NO. 2 - JURISDICTIONAL MEMORANDUM
RECEIVED BY TENTH CIRCUIT, FILED 10/18/2021
MAILED ON TIME 10/12/2021 DOC. NO. 01010592526 14 PGS TOTAL
3. ATTACHMENT NO. 2-A PERTINENT 10TH CIRCUIT ORDERS
AND PLEADINGS, TO INCLUDE OCT. 01, 2021 ORDER
ALLOWING FOR OCT. 12, 2021 DEADLINE FOR JURIS-
DICTIONAL MEMORANDUM. 57 PGS TOTAL (SOME DOUBLE SIDED)
4. ATTACHMENT NO. 3 - MISCELLANEOUS FILES, 40 PAGES (ALL
DOUBLE SIDED) (3A- WADE LAY'S RESPONSE TO MOTION FOR NEXT
FRIEND, 47 PGS; 3B- DOC. NO. 357, LAY'S ANSWERED RESPONSE
TO PROVIDE ALTERNATIVE METHOD OF EXECUTION, 7 PGS, PG. 7
REMOVED BY O.S.P.; LETTER FROM SARAH JERUKIAN
TELLING WADE LAY NOT TO PROVIDE ALTERNATIVE; FILE
V. A.C.H.U. FINANCIAL SPREAD SHEET SHOWING 17P DEDUC-
TIONS BUT E.P. COURT WILL NOT ADJUDICATE CASE.

REASONS FOR GRANTING THE PETITION

FIRST, TO RECOGNIZE THE EXTRAORDINARY CIRCUMSTANCES, WHERE THE SUBORDINATE COURTS OF THE UNITED STATES HAVE EXERCISED EXTREME PREJUDICE TOWARDS A PRO-SE DEATH ROW PRISONER, PRACTICED SUBTLETY, KNOWING HIS CLAIMS BY APPOINTING NEXT FRIEND ABSENT AN EVIDENTIARY/COMPETENCY HEARING; AND, ADDED PLAINTIFFS/APPELLANTS TO HIS PRO-SE APPEAL TO AVOID PERTINENT ISSUES INSULAR TO THE PRO-SE APPELLANTS INDEPENDENT CLAIMS.

SECOND, TO ALLOW FOR AN EVIDENTIARY HEARING TO ASCERTAIN THE OVERALL TRUTH, AN EXERCISE OF THIS COURT'S SUPERVISORY POWER ACCOMPANIED WITH A STAY OF EXECUTION TO PREVENT A MANIFEST INJUSTICE.

ADDITIONALLY: SO THAT THE ISSUE SURROUNDING OPERATIONS AT THE OKLAHOMA STATE PENITENTIARY THAT ARE OUTSIDE OF

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X

REASONS FOR GRANTING THE PETITION:

LAW AND OKLAHOMA DEPT. OF CORRECTIONS PROTOCOLS AND

POLICY REGULATIONS THAT PROFOUNDLY EFFECT THE

EXECUTIONS, VIOLATING THE EIGHTH AMENDMENT.

THIRD, TO CLARIFY THIS COURT'S INTENT IN

GLOSSIP AND BOCKLEW, THAT THE LANGUAGE USED, IS

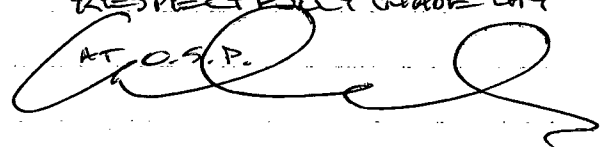
NOT INTENDED TO BE INTERPRETED AS * MEANS TO

ENTRUST A PRO-SE PRISONER INTO A CHOICE THAT

IS CLOUDED IN CONFUSION AND FEAR.

RESPECTFULLY SUBMITTED

AT O.S.P.



P.O. BOX 97

MCLESTER, OKLA. 74502

11/10/2021

STATEMENT OF THE CASE

THIS APPEAL TO THE TENTH CIRCUIT COURT IS BROUGHT TO THIS SUPREME COURT UNDER EXTRAORDINARY CIRCUMSTANCES. PETITIONER (WADE LAY) ACTION PRO-SE IN THE CASE *Richard Glossip, v. Kevin Chandler*, CIV-14-665-F, WAS HELD SUBJECT TO THIS COURT'S STANDARD Laid DOWN IN *Glossip v. Gross*, 576 U.S. 863, 881 (2015); AND *Bocklew v. Precythe*, 139 S. CT. 1112 (2019). HOWEVER, SOME FACTUAL BACKGROUND REVEALS THAT THE UNITED STATES DISTRICT COURT FOR THE WESTERN DIST. OF OKLAHOMA (U.S.D.C. W.D./OK.), U.S. DIST. JUDGE STEPHEN P. FRIOT DENIED LAY HIS RIGHTS AS A PARTY TO THE ACTION, AND UTILIZED BUREAUCRATIC ACTORS (STATE AND FEDERAL) TO ENTRAP THE PETITIONER WHILE HE WAS IN A STATE OF IGNORANCE, HELD IN A VACUUM BY ILLEGAL ACTIONS OF PRISON OFFICIALS AT OKLAHOMA STATE PENITENTIARY.

THIS STATEMENT BEARS FACTUAL SUPPORT. IT IS PLAINLY ON THE

RECORD, SERVING AS A PUBLIC PROCLAMATION: THAT IN THE UNITED STATES, IN A CAPITAL CASE, IF A CITIZEN OF THE UNITED STATES FACES EXECUTION, AND HE WISHES TO PROCLAIM CERTAIN CONSTITUTIONAL OPINIONS THE SUBORDINATE JUDGES OF THE FEDERAL COURTS FIND OBJECTIBLE, THE BUREAUCRATIC CORPS SERVING THOSE COURTS WILL IMPLEMENT VARIOUS FORMS OF CENSORSHIP UNDER A PRETEXT OF LEGAL DOCTRINE: PREDETERMINED BY THE JUDICATURE POSSESSING JURISDICTION.

IN FACT, EVEN THE CLERK'S OFFICE OF THIS COURT IS COMPROMISED.

FOR THE PAST FIVE YEARS, SINCE OCTOBER OF 2016, MISS LISA NESBITT HAS MISAPPLIED THE RULES OF THIS COURT, STATUTES, AND THE PREVAILING CASE LAW OF THIS COURT SHE SERVES. THEREFORE, IF SHE DUPLICATES THAT BEHAVIOUR AND FAILS TO PROVIDE WAIVE LAY THE SAME ACCESS GIVEN TO THE OTHER PARTIES THAT APPROACHED THIS COURT ON

OCTOBER 28, 2021, WITH REGARD TO THE STAY OF EXECUTION GRANTED JOHN CRANT, AND JULIOUS JONES BY THE TENTH CIRCUIT COURT, THAD WADSWORTH WILL BE FORCED TO APPEAL TO THE PEOPLE OF THE UNITED STATES THROUGH INSTRUMENTALITIES OF THE PRESS.

PETITIONER IS CONFIDENT THIS SUPREME COURT WILL LOOK AT THE FACTS, AND PROVIDE TO WADSWORTH AN EQUAL RIGHT TO A REMEDY AS THAT WHICH WAS PROVIDED TO THE OTHER PARTIES IN THIS SAME CASE.

FIRST, IT IS ESSENTIAL TO RECOGNIZE THE PREJUDICE, SUBTERFUGE, AND ABUSE OF DISCRETION OF THE DISTRICT COURT; AND SECOND, THE MISAPPROPRIATION OF THE APPEALS COURT'S AUTHORITY AND DISCRETION IN THE ABOVE TITLED CASE, WHICH LED TO THE USURPATION OF THE U.S.D.C. W.D./OK. (JUDGE FRUCT'S) APPOINTMENT OF A NEXT

FRIEND UNDER THE SUPPOSITION OF INCOMPETENCY ABSENT AN EVIDENTIARY / COMPETENCY HEARING, WHICH IS ABSOLUTELY NECESSARY IN THIS CASE, TO ASCERTAIN THE TRUTH.

THE U.D. COURT APPOINTS RHONDA KEMP (LAW'S SISTER) AS NEXT FRIEND ERRONEOUSLY, CONTRARY TO THIS COURT'S PRECEDENT, JUDGE PRIOT MANIPULATES THE FACTS, IGNORING THE CIRCUMSTANCES INVOLVED BY HIS OWN ACTIONS IN AN ATTEMPT TO NEUTRALISE PETITIONERS' EFFORTS TO ACHIEVE RELIEF ON HIS SPECIFIC ISSUES. THIS IS EXEMPLIFIED ON THE RECORD, WITHIN THE SCHEME ORCHESTRATED BY THE DISTRICT COURT SURROUNDING THE ALTERNATIVE METHOD OF EXECUTION AS STIPULATED BY THIS COURT.

THESE FACTS ARE SEEN INITIALLY IN DOC. NOS. 420, 421, 426, AND 427 OF THE D.C. CASE 14-665-F. DOC. NOS. 420 AND 421 CONVEYS TO THIS COURT THE FACT, THAT MEETINGS WERE ARRANGED BY THE U.D. COURT,

WHEREIN ALL THE OTHER PARTIES WERE ALERTED TO THE DISTRICT COURT'S INITIATIVE. IN DOC. NOS. 426 AND 427 THIS COURT CAN SEE THAT THE RESPONSE OF EVERY PLAINTIFF TO PROVIDE AN ALTERNATIVE METHOD OF EXECUTION IS COLLECTED BY THEIR COUNSEL AND GIVEN TO THE W.D. COURT IN OKC.

DURING THIS TIME, WHICH BEGINS IN EARLY APRIL OF 2021, THROUGH UNTIL AUGUST 11, 2021 WHEN THE DISTRICT COURT RENDERS ITS ORDER AND JUDGMENT, WADE LAY IS ATTACKED BY PRISON STAFF WRITTEN UP ON BEGUS MISCONDUCT CHARGES, PLACED ON AN ILICIT PHONE AND VISITATION RESTRICTION, CUT OFF FROM ANY OUTSIDE CONTACT, OTHER THAN, ONE SPECIFIC

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SOURCE - SARAH JERNICAN (F.P.D. 100 OKC). ADDED TO THIS, IN DOC. NOS. 457, 458, 459, AND 460, LAY'S RESPONSE AFTER HE

CN-21-214-JFH'S PS

EDX

1) SEE *Wade Lay v. A.C.L.U. et al.* FILED IN THE U.S.D.C. W.D. /OKC. (ATTACHMENT NO. 1). /2) MISS JERNICAN THEN ADVISES WADE LAY NOT TO PROVIDE AN ALTERNATIVE, CONTRARY TO THE ADVICE GIVEN THE OTHER 31 PLAINTIFFS.

DISCOVERS HE HAS BEEN SET UP BY THE DISTRICT COURT;
THAT U.S. DIST. JUDGE FRIOT HAD UTILIZED PRISON OFFICIALS
AT O.S.P. IN THE SAME MANNER AS U.S. DIST. JUDGE DEIGUSTI
AND U.S. MAGISTRATE JONES HAD DONE IN 2018, IN Leg. V.
Oklahoma Dept. of Corrections, et al; CIV-17-1224-D; NO. 18-6024,
(10TH CIR.), 20-6038 (10TH CIR.).

IF THE SUPREME COURT WILL LOOK AT DOC. NO. 66 OF Hay V. O.D.C.,
AND THE 10TH CIR. OPENING BRIEF IN 20-6038, THE COURT WILL SEE
PROOF OF A VERY DISTURBING ACT BY THE W.D. COURT, WHERE
JUDGES DEIGUSTI AND JONES COMPELL PRISON OFFICIALS AT
O.S.P. TO ILLEGITIMATELY TRANSFER FUNDS FROM WADE LAY'S TRUST
FUND ACCOUNT, NEARLY \$400⁰⁰ TO THE W.D. COURT TO DERAIL
A PENDING CERTIORARI PETITION - CERT. NO. 19-5942. THE DETAILS
OF BOTH OF THESE ATROCIOUS ACTS BY THE U.S.D.C. W.D. /OK. IS

DESCRIBED WITH GREAT DETAIL AND ACCOMPANIED BY DOCUMENTARY EVIDENCE IN *Ray v. O.A.C.*, CIV-17-1224; NO. 20-6038; AND *Ray v. A.C.L.U.*, CIV-21-605-J, THE LATTER TRANSFERRED TO THE O.S.P. E.D. /OK.

Ray v. A.C.L.U. CIV-21-605-J, NOW IN THE E.D. COURT, IN DOC NO. 1, A GREAT DEAL OF EVIDENCE EXIST TO SHOW THAT O.S.P. FABRICATES THE CHARGES THAT OCCUR ON MAY 8TH AND 9TH, 2021, IN THE SAME WEEK, I.E., MAY 3RD AND 4TH, 2021, AS THE MEETINGS WHEREBY THE OTHER THIRTY ONE (31) PLAINTIFFS WERE WARNED TO PROVIDE AN ALTERNATIVE METHOD OF EXECUTION, OR FACE EXECUTION, IN ACCORDANCE TO THIS COURT'S RULING IN *Glossip AND BUCKLEW.*

WITHIN THE PLEADINGS OF THE LETHAL INJECTION CASE, I.E., *Glossip v. Chandler*, CIV-14-665-F, THIS SUPREME COURT

12/26/21 95

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CAN SEE THAT WADE LAY WAS SEEKING NOT ONLY TO RESPOND TO
THE REFERENCED 3RD AMENDED COMPLAINT, BUT HE
ALSO IS ATTEMPTING TO ACQUIRE A COPY OF THAT DOCUMENT,
AS IT IS, D.O.P. WAS NOT FORWARDING ESSENTIAL PLEADINGS
OF THE OTHER PARTIES TO LAY VIOLATING THE ORDER OF THE
W.D. COURT, (SEE DOC. NOS. 371 AND 374).

SO IT IS CLEAR, WADE LAY IS INTENTIONALLY WITHHELD
FROM THE W.D. COURT'S DIRECTIVE, LEFT IN THE DARK FOR
FOUR MONTHS, CUT OFF FROM HIS FAMILY ON BOGUS CHARGES,
DENIED DUE PROCESS; AND THEN, ON JULY 20TH, 2021, THE
DISTRICT COURT THROWS AT LAY'S FEET A DEMAND TO PROVIDE AN
ALTERNATIVE, WHERE WADE LAY BELIEVED HE WAS BEING MANIP-
ULATED INTO PROVIDING THE STATE WITH THE OPPORTUNITY TO

5/11/21

3) SEE DOC. NO. 444, (14-665-E) WHERE JUDGE FRIOT SUDDENLY CAST THE
DEMAND TO PROVIDE AN ALTERNATIVE METHOD OF EXECUTION, AND THE 3RD
AMENDED COMPLAINT AT WADE LAY'S FEET AS THE OPERATIVE STATEMENT.

SHOOT HIM IN THE FACE, OR TO INTENTIONALLY CAUSE EXTREME
SUFFERING. SO ON JULY 20TH 2021, LAY CALLS THE ONLY
INDIVIDUAL HE CAN COMMUNICATE WITH, AND ACCORDING TO
THE WILL OF U.S. DIST. JUDGE FRIOT - SARAH JERNICIANO
INSTRUCTS PETITIONER TO NOT PROVIDE AN ALTERNATIVE
METHOD OF EXECUTION, THE EXACT OPPOSITE ADVICE THAT
IS GIVEN TO THE OTHER THIRTY ONE (31) PLAINTIFFS.

SARAH JERNICIANO, WITH THE F.P.D. IN OKC KNEW
ABOUT THE MEETINGS ON MAY 3RD & 4TH, 2021, SHE KNEW
ABOUT THE DECISION BY THIS COURT IN Glossip AND
BUCKLEW, SHE KNEW SHE WAS SENDING HER CLIENT
TO HIS PREMATURE DEATH, DEPRIVING HIM OF THE BENEFIT
OF TRIAL ON THE CASE Glossip v. Chandler, ON FEBRUARY 28,
2022. NOTWITHSTANDING THIS KNOWLEDGE, MISS JERNICIANO

TENDS TO MAKE LAY A WRITTEN VERSION OF HER DELIBERATE
 IN ADVICE. (SEE EXHIBIT 1295-A) SARAH JERONIMO
 DOES THIS BECAUSE SHE IS IMPULSED BY STEPHEN D.
 FRIOT IN THE U.S. D.C. W.D. /OK.

PATTI CHEZZI DID THIS SAME THING IN HER OBEDIENCE
 TO U.S. DIST. JUDGE TERRENCE KERN IN THE
 U.S. D.C. W.D. /OK. THESE LAWYERS AT THE F.P.D., LIKEN
 TO THE OKLAHOMA DEPT. OF CORRECTIONS, AND OKLAHOMA
 STATE PENITENTIARY, FOLLOW THE COMMANDS OF THE
 FEDERAL DIST. JUDGES AND TENTH CIRCUIT JUDGES.
 THIS IS WHY NO COURT WILL ALLOW FOR AN EVIDENTIARY

HEARING, EVEN IN A NEXT FRIEND CONSIDERATION WHERE
 WIFE LAY SPECIFICALLY ASK THE W.D. COURT TO HOLD AN

Foot

4) SEE *Lay v. United States*, CIV-18-1391-RAW, 10TH CIRCUIT APPEAL AND
 CERTIORARI PETITION. (LISA NESBITT IS A PARTY).

EVIDENTIARY HEARING, IN ORDER TO ASCERTAIN THE TRUTH CONCERNING THE ALLEGED CONSPIRACY.

IF THIS SUPREME COURT WILL LOOK AT DOC. NO. 484, (14-665-F) FILED 09/16/2021, WADE LAY'S RESPONSE TO THE F.D.D.

MOTION FOR NEXT FILED, THE COURT WILL SEE THAT LAY (BOTH TIMES) WHEN HE ADDRESSES THE NEXT FILED

ISSUE HE LAYS THE BURDEN AND RESPONSIBILITY ON THE COURT (U.S. DIST. JUDGE FLUOT) TO DISCRIMINATE, IF, THE

CONSPIRACY AS CLAIMED BY PETITIONER EVEN IN THIS

PETITION IS TRULY, OR IF, WADE LAY, IS ACTUALLY DELUSI-

ONAL. HOWEVER, THE PROBLEM IS, THAT IF AN EXHAUSTIVE

IT WILL BE SHOWN THAT
INQUIRY IS DONE, JUDGE FLUOT, AND HIS COMRADES IN THE

E.D. COURT, M.D. COURT, AND THE TENTH CIRCUIT COURT,

ARE A PART OF THE CABAL.

THIS LARGER CONSPIRACY IS EXEMPLIFIED BY
THE HANDLING OF THE APPEAL BY THE 10TH CIRCUIT;
AND, THE FACT THE U.S.D.C. E.D. LOU. REFUSES
TO ADJUDICATE Lay v. A.C.L.U., CIV-21-214-JFH-
SPS, EVEN WHILE DEDUCTING IFP FUNDS FROM LAY'S TRUST
FUND ACCOUNT, (SEE EXHIBIT 1295-B AND C).

THE 10TH CIRCUIT TAKES AN APPEAL FROM A SINGLE PRO-SE
PRISONER AND ATTACHES THE OTHER THIRTY ONE (31)
PLAINTIFFS TO THE APPEAL. THAT IS, FOR ITS OCT. 15, 2021
ORDER OF TYMKOVICH, CHIEF JUDGE, MURPHY AND MORITZ, CIR-
CUIT JUDGES. (SEE ATTACHMENT NO. 2). HOWEVER, IN THE
INITIAL STEPS OF THE APPEAL ONLY BREUDA E. ANDREWIA
IS ATTACHED TO WADE LAY. IF THE SUPREME COURT WILL
REVIEW THE SEPT. 09, 2021 ORDER IT IS OBVIOUS THE

CIRCUIT COURT IS REFERRING TO LAY'S APPEAL AS A PRO-SE APPEAL, RECOGNIZING THE INDEPENDENT CONDITIONS OF LAY'S PRO-SE STATUS IN THE U.S. COURT. THE CIRCUIT COURT STATES: "THE COURT NOTES THAT ANOTHER GROUP OF PLAINTIFFS HAS LIKEWISE FILED...". THIS GROUP OF OTHER PLAINTIFFS THE U.S. COURT PROVIDES NOTICE TO OF THE INTENT TO REQUIRE AN ALTERNATIVE, (SEE DOC. NOS. 420 & 421), BUT EXCLUDES WADE LAY FROM THIS KNOWLEDGE. WADE LAY NOTIFIES THE 10TH CIRCUIT OF THOSE CONDITIONS IN HIS JURISDICTIONAL MEMORANDUM FILED BY ANNA WRIGHT (F.P.D. NO OKL) ON 10/12/2021, THREE DAYS BEFORE THE COURT'S ORDER, AND ON THE TIMELY DEADLINE GIVEN BY THE 10TH CIRCUIT. (SEE ORDER BY 10TH CIR. ON OCT. 01, 2021, (EXHIBIT 1295-12)).

(SEE ALSO ATTACHMENT NO. 2, LAY'S JURISDICTIONAL MEMORANDUM FILED 10/12/2021, TEN DAYS FROM THE OCT. 01, 2021 ORDER).

WADE LAY QUESTIONS THE CIRCUIT COURT IN GREAT DETAIL ABOUT THE ADDITION OF THE PLAINTIFF BRENDA ANDREWS. (SEE PG. 4 OF DOC. NO. 010110592526).

THE COURT NOT ONLY FAILS TO ADDRESS THE ODD ADDITION OF MISS ANDREWS TO LAY'S APPEAL, BUT REFUSES TO INCLUDE THE FILING IN ITS ORDER AND CONSOLIDATES BOTH APPEALS REFUSING TO ADDRESS THE INSULAR POSITION AND UNIQUE ISSUES OF WADE LAY!

THE W.D. COURT, AND THE 10TH CIRCUIT ISOLATE WADE LAY FOR THE PURPOSE OF KAPOUNING HIS

ARGUMENTS AND CLAIMS; BUT, WHEN IT COMES
TO CATEGORIZING HIM WITH THE PLAINTIFFS
WHOM DECLINED TO PROVIDE AN ALTERNATIVE, LAY
IS ONE OF THE OTHER THIRTY ONE, ^{ACTING} SO PRO-
SE AS A PARTY WITH SPECIFIC CLAIMS, IS RENDERED
MOOT. (SEE F.N. NO. 1 ON PG. 5, AND THE FINAL
SENTENCE OF THE ORDER ON PG. 8 OF THE
10TH CIR. COURT'S ORDER DATED OCT. 01, 2021 -
ATTACHMENT NO. 1)

THIS CERTIORARI PETITION FOR THE 10TH CIRCUIT
APPEAL IS FOR WADE LAY, NOT BRENDA E. HADDEN
OR THE OTHER PLAINTIFFS. THE CIRCUIT
COURT HAS NO RIGHT, AS A MATTER OF LAW,
TO CONSOLIDATE THE APPEALS; JUST AS

THE W.D. COURT HAS NO RIGHT, AS A MATTER OF LAW TO RENDER THE 3RD AMENDED COMPLAINT AS THE "OPERATIVE STATEMENT" OF WADE LAY, WHEN THE W.D. COURT WOULD NOT ALLOW WADE LAY A COPY OF THAT 3RD AMENDED COMPLAINT, OR THE RIGHT TO RESPOND TO THE DEFENDANT'S MOTION FOR SUMMARY JUDGMENT ON THE 3RD AMENDED COMPLAINT.⁵

IT IS CLEAR, THE SUPERIOR COURT'S CLASSIFYING WADE LAY WITHIN THE CASE AS PRO-SE, WITHOUT ACCESS TO THE ADVICE OR KNOWLEDGE OF THE OTHER THIRTY ONE (31) PLAINTIFFS COUNSEL. HOWEVER, WHEN IT COMES TO THE REQUIREMENT OF PROVIDING

F.D.#

5) SEE DOC. NOS. 388, 390, 399.

AN ALTERNATIVE WAY IS PROPELLED DOWN A SPECIFIC COURSE TO THE DISTRICT COURT'S OFFICER SARATH JERNIGAN, WHO STATES:

"DO NOT PROVIDE AN ALTERNATIVE" ON

JULY 21, 2021. THE EXACT OPPOSITE

ADVICE GIVEN TO EVERY OTHER

PLAINTIFF | | |
" " "

IS THAT THE INTENT OF THIS COURT?

TO EXCLUDE A PRO-SE PRISONER FROM ALL ACCESS TO THE KNOWLEDGE OF WHAT IS FEASIBLE, AND AVAILABLE TO THE STATE, TO SUCKER PUNCH A DEATH ROW PRISONER WHILE HE IS BLIND, TO DIRECT HIM TO A MALICIOUS ATTORNEY IN THE F.P.D. WHO HAS ALWAYS ACTED WITH CONTEMPT FOR

WADE LAY. A LAWYER, WHO WORKS FOR AN OFFICE (THE F.D.I. IN OKK) WADE LAY FILED TWO CIVIL LAW SUITS TO BREAK AWAY FROM. (SEE LAY V. OLLO, CIV-12-888-D; AND, LAY V. O.S. CIV-18-139-RAN).

IS IT THE INTENT OF THIS COURT TO ALLOW THE DISTRICT COURTS TO DENY EVERY TOKEN OF SUBSTANTIVE DUE PROCESS TO A PRO-SE DEATH ROW PRISONER BECAUSE THE DISTRICT COURT HOLDS THE PRISONER'S CONSTITUTIONAL OPINIONS IN CONTEMPT? (SEE DOC NO.

326, LAY'S AMENDED COMPLAINT)

PETITIONER WADE LAY BELIEVES THIS SUPREME COURT TO RESPOND WITH DELIBERATE SPEED,

AND GRANT MADE LAY A STAY OF EXECUTION.

PLEASE ORDER AN EVIDENTIARY HEARING, BECAUSE

MADE LAY DID NOT APPROVE OF A NEXT FRIEND

APPOINTMENT, UNLESS THERE WOULD BE

AN EVIDENTIARY HEARING IN WHICH HIS

SISTER (RHONDA KEAD) COULD SEE, THAT,

THE CONSPIRACY IS REAL.

ALLOW MADE LAY TO PARTICIPATE IN THE

TRIAL OF THIS CASE, AND RECOGNIZE THAT,

THE CRUELTY OF PRISONS WHILE THE PRISONER

IS ALIVE EFFECTS THE OPERATIONS AND PROCESS

OF AN EXECUTION. THIS WAS THE CASE WITH

PRISONERS LOCKET IN 2014 AND JOHN GRANT

OCT. 28TH, 2021. I KNOW I WITNESSED

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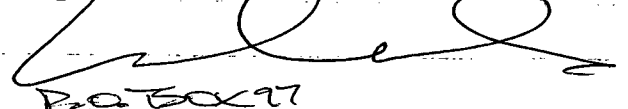
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THE TREATMENT OF THOSE MEN FOR THE MANY YEARS I WAS IN THEIR SAME ENVIRONMENT.

NOW O.S.P. INTENDS TO DO THE SAME TO WADE LAY. THIS INSTITUTION, AND THE O.D., O.C. HATES THE PETITIONER BECAUSE HE HAS TRIED SO HARD TO EXPOSE THEIR MULTITUDE OF CRIMES TO THE PEOPLE OF OKLAHOMA. PLEASE PROVIDE THIS PRELIMINARY INJUNCTION, GRANT THE STAY OF EXECUTION, AND ALLOW WADE LAY TO PARTICIPATE IN THE TRIAL.

RESPECTFULLY SUBMITTED

WADE LAY AT O.S.P.



PO BOX 27

MCKEETAR, OKLA 74502